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10 **UNITED STATES DISTRICT COURT**

11 **EASTERN DISTRICT OF CALIFORNIA - SACRAMENTO DIVISION**
12

13 EFREN LINARES, individually, and on
behalf of all others similarly situated, and on
14 behalf of the State of California and
aggrieved employees pursuant to the Private
15 Attorneys General Act,

16 Plaintiff,

17 vs.

18 ABM INDUSTRY GROUPS, LLC,
FLOWERS BAKING CO. OF MODESTO,
19 LLC, and DOES 1 through 50, inclusive;

20 Defendants.
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Case No. 1:22-cv-00816-TLN-CKD

**JOINT STIPULATION AND ORDER TO
SET DISCOVERY CUT-OFF, EXPERT
WITNESS DISCLOSURES, AND
DISPOSITIVE MOTION DEADLINES**

*Before the Honorable Troy L. Nunley and Carolyn
K. Delaney*

Complaint filed: July 1, 2022

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Attorneys for Defendants
ABM INDUSTRY GROUPS, LLC
AND FLOWERS BAKING CO.
OF MODESTO, LLC

STIPULATION

In response to this Court's October 14, 2025 minute order (ECF No. 59), Plaintiff EFREN LINARES and Defendants ABM INDUSTRY GROUPS, LLC and FLOWERS BAKING CO. OF MODESTO, LLC (together, "Defendants") (Plaintiff and Defendants collectively referred to as the "Parties"), through their respective attorneys of record, hereby stipulate and agree as follows:

WHEREAS, Plaintiff filed his Motion for Class Certification on December 16, 2024 (ECF No. 44);

WHEREAS, the Court denied Plaintiff's Motion for Class Certification on September 29, 2025 (ECF No. 57);

WHEREAS, the Parties submitted a Joint Status Report on October 10, 2025, wherein Plaintiff indicated an intention to move forward with his individual and Private Attorneys General Act claim (ECF No. 58); and

WHEREAS, the Court issued a minute order on October 14, 2025 instructing the Parties to submit a stipulation to set proposed deadlines for discovery cut-off, expert witness disclosure, and dispositive motions (ECF No. 59)

NOW THEREFORE, the Parties STIPULATE AND PROPOSE THE FOLLOWING:

That the deadline to complete all non-expert (i.e., fact discovery) be April 30, 2026;

That the deadline for the parties to exchange expert witness disclosures pursuant to FRCP 26(a)(2) be June 30, 2026; and

That the deadline for the parties to *file* dispositive motions be August 31, 2026.

IT IS SO STIPULATED.

1 DATED: October 28, 2025

By: /s/ Cody A. Bolce
Stan S. Mallison
Hector R. Martinez
Cody A. Bolce
Attorneys for Plaintiff

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4 DATED: October 28, 2025

By: /s/ Paul A. Smith
Alexander Chemers
Paul M. Smith
Attorneys for Defendants

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ORDER

The Court, having reviewed the foregoing stipulation, and good cause appearing, hereby
ORDERS as follows:

1. The Parties' stipulation is GRANTED; and
2. The deadlines for fact discovery, expert disclosures, and dispositive motions are set as follows:


Deadline to complete non-expert discovery: April 30, 2026

Deadline to exchange expert witness disclosures: June 30, 2026

Deadline to file dispositive motions: August 31, 2026

IT IS SO ORDERED.

Dated: October 28, 2025



Troy L. Nunley
Chief United States District Judge